# Law Practice Certificate Scenarios

## Claimant lodges a claim s37 MAI Act

### BEFORE

#### Law practice retained

**Claimant retains law practice BEFORE lodging a NOAC**

Law Practice MUST:

- Complete and give LPC to claimant before lodging their claim.

**s36A MAI Act**

#### Sale of law practice

**Sale of law practice to another law practice (all or part of the business and claimant is referred to new practice as part of sale) BEFORE lodging NOAC**

Selling Law Practice MUST:

- Complete and give LPC to new law practice; and
- Give copy of LPC to claimant.

**s36E(2) MAI Act**

Buying Law Practice MUST:

- If no LPC received from the selling law practice before referral occurs, give a notice to MAIC, as soon as practicable, stating that the new law practice has not received the LPC.

**s36E(3) MAI Act**

### AFTER

#### Law practice retained

**Claimant retains law practice or switches to a different law practice AFTER lodging a NOAC**

Law Practice MUST:

- Complete and give LPC to the insurer within 1 month after the law practice is retained.

**s37AB MAI Act**

#### Sale of law practice

**Sale of law practice to another law practice (all or part of the business and claimant is referred to new practice as part of sale) AFTER lodging NOAC**

New Law Practice MUST:

- Complete and give LPC to the insurer within 1 month after claimant is referred to new practice.

**s37AB MAI Act**

## Claim progresses

## Finalisation of claim by either settlement or judgment

**Matter finalises through settlement or judgment**

Law Practice MUST:

- Complete LPC as soon as practicable after the offer or counteroffer is accepted or judgment is given; and
- Within 7 days after the acceptance or judgment, give LPC to:
  - the insurer; and
  - a copy to the claimant.

**s41A MAI Act**

**When does acceptance of an offer occur?**

- The date of the written response from either the claimant or the insurer indicating acceptance of an offer (or counteroffer) of settlement to the other party.

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MAIC Motor Accident Insurance Commission